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**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant(s): )  
)  
Frick et al. ) Title: Optical Switch with  
) Moveable Holographic Optical  
Serial No: 09/905,736 / ) Element  
)  
Filed: July 13, 2001 )

**TRANSMITTAL OF EXECUTED DECLARATION  
AND SUBSTITUTE FIGURES**

**Commissioner for Patents  
Washington, D.C. 20231**

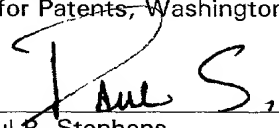
**Attention: BOX MISSING PART**

Sir:

Submitted herewith is an executed Declaration and thirteen (13) sheets of substitute drawings for filing in the above-identified application, in response to the Notice to File Missing Parts issued by the Patent and Trademark Office on August 29, 2001.

**CERTIFICATE OF MAILING (37 CFR 1.8)**

I hereby certify that this paper and the documents referred to as enclosed therewith are being deposited with the United States Postal Service as first class mail, postage prepaid, on October 17, 2001 in an envelope addressed to Commissioner for Patents, Washington, D.C. 20231.

  
Paul B. Stephens

Also enclosed is a copy of the Notice together with our check in the amount of \$130.00 in payment of the fee.

The Commissioner is hereby authorized to charge any deficiency in the amount enclosed or any additional fees which may be required under 37 CFR 1.16 or 1.17 to Deposit Account No. 13-2855. A copy of this request is enclosed.

Please refund any overpayment to Marshall, Gerstein & Borun at the address below.

Respectfully submitted,

MARSHALL, GERSTEIN & BORUN  
6300 Sears Tower  
233 South Wacker Drive  
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(312) 474-6300

By: 

Paul B. Stephens  
Reg. No: 47,970

October 17, 2001



## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/905,736	07/13/2001	Roger L. Frick	30203/37263

CONFIRMATION NO. 5345

## FORMALITIES LETTER



\*OC000000006494556\*

Date Mailed: 08/29/2001

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## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

## Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

Docketed: 10/29/01

- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 130.**

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:


Docketed: 10/29/01

- Substitute drawings in compliance with 37 CFR 1.84 because:
  - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. ( 5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);

01/09/2002 NMOHAMM1 00000082 09905736

01 FC:105 130.00 OP

*A copy of this notice MUST be returned with the reply.*

  
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

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